



*L. F. W.*  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: ) McVey, et al.  
For: )  
Examiner: ) BUILDING DECONTAMINATION WITH  
Art Unit: ) VAPOROUS HYDROGEN PEROXIDE  
Serial No.: )  
Confirmation No.: ) Unknown  
Filed: ) 1744  
Attorney Docket No.: ) 10/767,908  
 ) 5315  
 ) January 29, 2004  
 ) MEDZ 2 01313

**AMENDMENT, PETITION AND FEE TO CORRECT AND/OR ADD TO  
ORIGINAL NAMED INVENTOR(S) (37 CFR 1.48(a) and/or (c))**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This amendment and petition is to:

- correct the incorrect original naming of inventor(s) under 37 CFR 1.48(a)
- add inventor(s) for subject matter disclosed in the application but previously unclaimed under 37 CFR 1.48(c)

Please add and/or delete the following:

- add the following previously unnamed person as an inventor of this application:

Peter A. Burke  
10681 Castle Pines Court  
Concord, OH 44077  
U.S.A.

- delete the following previously incorrectly named inventor(s):

Attached is:

- (a) a statement by the inventor(s) not named in the application that the error occurred without deceptive intention.
- (b) a declaration by each of the actual inventor(s) are required by 37 CFR 1.63.
- (c) written assent of the assignee (if applicable).
- (d) (Check the following item if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed.)

\_\_\_\_\_ Attached is an explanation of the facts, including the ownership of all the claim(s) being claimed in this application, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

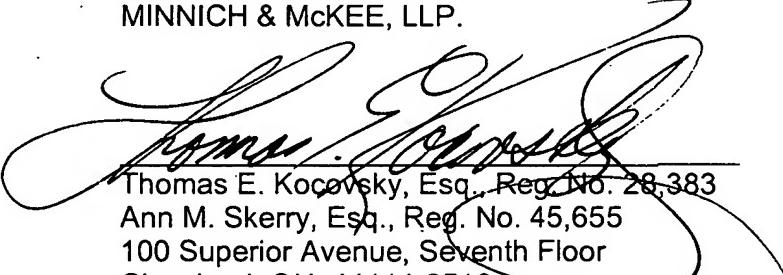
The fee required by 37 CFR 1.17(h) is paid as follows:

- enclosed is a check for \$130.00 Payment of the fee in the amount of \$ 130.00 is authorized to be charged to a Credit Card. The applicants enclose and appropriate form PTO 2038 for this purpose.
- charge Account No. 06-0308 for any fee deficiency.
- \_\_\_\_\_ charge Account No. 06-0308 the sum of \$ \_\_\_\_\_.

Respectfully submitted,

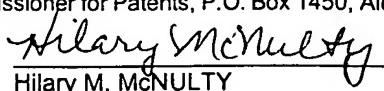
FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP.

Dated: July 14, 2005

  
Thomas E. Kocovsky, Esq., Reg. No. 28,383  
Ann M. Skerry, Esq., Reg. No. 45,655  
100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2518  
Telephone: 216/861-5582

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop: Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 14, 2005.

  
Hilary M. McNULTY



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: ) McVey, et al.  
For: ) BUILDING DECONTAMINATION WITH  
 ) VAPOROUS HYDROGEN PEROXIDE  
Examiner: ) Unknown  
Art Unit: ) 1744  
Serial No.: ) 10/767,908  
Confirmation No.: ) 5315  
Filed: ) January 29, 2004  
Attorney Docket No.: ) MEDZ 2 01313

**ASSENT OF ASSIGNEE TO CORRECTION AND/OR  
ADDITION TO ORIGINAL NAMED INVENTOR(S)**

Mail Stop: Amendments  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Assignee: **STERIS INC.**  
Address: **43425 Business Park Drive**  
**Temecula, CA 92590**

Assignment:

- I recorded on **January 29, 2004**  
Reel: **014946**  
Frame: **0453**  
— recorded herewith  
— filed on  
no recordal has been received

Hereby assents to the correction of inventorship filed:

- I herewith  
— on

Signature:

Print Name: Laurie Brlas

Title: President

Date: June 19, 2005

**PATENT**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: ) McVey, et al.  
For: )  
                        ) BUILDING DECONTAMINATION WITH  
                        ) VAPOROUS HYDROGEN PEROXIDE  
Examiner: )  
                        ) Unknown  
Art Unit: ) 1744  
                        )  
Serial No.: ) 10/767,908  
                        )  
Confirmation No.: ) 5315  
                        )  
Filed: ) January 29, 2004  
                        )  
Attorney Docket No.: ) MEDZ 2 01313

**STATEMENT AS TO LACK OF DECEPTIVE INTENTION IN THE FAILURE**  
**TO NAME AN INVENTOR or INVENTORS UNDER 37 CFR 1.48(a)**

Mail Stop: Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

As an inventor of the above-referenced application, I hereby acknowledge that, without deceptive intent on my part, the application failed to name me as an original inventor, and request that the error now be corrected.



Peter A. Burke  
10618 Castle Pines Court  
Concord, OH 44077  
U.S.A.

  
Date



Attorney Docket No.: MEDZ 2 01313

**DECLARATION FOR PATENT APPLICATION**  
**(SUBSTITUTE)**

As below named inventors, we hereby declare that:

Our residences, post office addresses, and citizenship are as stated below next to our name.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**BUILDING DECONTAMINATION WITH VAPOROUS HYDROGEN PEROXIDE**

the specification of which

G      is attached hereto, or  
:      was filed on January 29, 2004 as U.S. Serial No. 10/767,908.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37 Code of Federal Regulations ' 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code ' 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Not applicable.

We hereby claim the benefit under Title 35, United States Code, ' 119(e) of any United States provisional application listed below:

**U.S. Serial No. 60/444,073; Filed January 31, 2003**

We hereby claim the benefit under Title 35, United States Code, ' 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code ' 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, ' 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Not applicable.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

Thomas E. Kocovsky, Jr., Reg. No. 28,383  
Ann M. Skerry, Reg. No. 45,655

Direct all telephone calls to: Thomas E. Kocovsky, Jr. at telephone number: 216/861-5582.

Address all correspondence to:

Thomas E. Kocovsky, Jr., Esq.  
Ann. M. Skerry, Esq.  
FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP  
1100 Superior Avenue, Seventh Floor  
Cleveland, Ohio 44114-2518

We hereby declare that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of First Joint Inventor:

IAIN  
tan F. McVery  
  
20-Jun-2005

Inventor's Signature:

Date:

Residence:

1563 Lauderdale Avenue  
Lakewood, OH 44109

Country of Citizenship:

U.S.A.

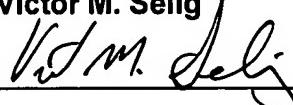
Mailing Address:

Same as above.

Name of Second Joint Inventor:

Victor M. Selig

Inventor's Signature:



Date:

17-Jun-05

Residence:

~~23307 Williams Avenue~~ 9400 Misty Oakes Dr.  
~~Euclid, OH 44123~~ Broadview Hts. OH 44147

Country of Citizenship:

U.S.A.

Mailing Address:

Same as above.

**Name of Third Joint Inventor:**

Lewis I. Schwartz

**Inventor's Signature:**

Date:

**Residence:**

**Country of Citizenship:  
Mailing Address:**

**2699 Wicklow  
Shaker Heights, OH 44120  
U.S.A.  
Same as above.**

**Name of Fourth Joint Inventor:**

**Gerald E. McDonnell**

**Inventor's Signature:**

Date:

**Residence:**

**Country of Citizenship:  
Mailing Address:**

## 10 Beaconsfield Road

**Name of Fifth Joint Inventor:**

**Inventor's Signature:**

Date:

**Residence:**

**Country of Citizenship:  
Mailing Address:**

Peter A. Burke

~~10681 Castle Pines Court  
Concord, OH 44007  
U.S.A.~~  
**Same as above.**